



Attorney Docket No. 394-137

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Craig Novak

\* Initial Patent  
Examination Division

Serial No.: 09/909,423

\* October 26, 2001

For: Decorative gift bag balloon holder

Filed: July 19, 2001

Commissioner for Patents  
Washington D.C. 20231

NOTICE OF TRANSMITTAL

Dear Sir or Madam:

In response to the Notice to File Missing Parts Of Application, a copy of which is attached, issued on August 30, 2001, in connection with the captioned application, the following is submitted herewith:

1. A check to the order of the Commissioner of Patents and Trademarks in the total amount of \$435; \$370 for the basic filing fee for a small entity and \$65.00 for the late filing fee surcharge.
2. A check to the order of the Commissioner of Patents and Trademarks in the amount of \$40 for the recordation of the assignment. If any additional fees are needed please charge

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ORIGINALLY FILED**

deposit account 041797.

3. Declaration under 37 C. F. R. 1.63 executed by the inventors Craig Novak and Judith Wexler.

4. Power of Attorney executed by the inventors Craig Novak and Judith Wexler.

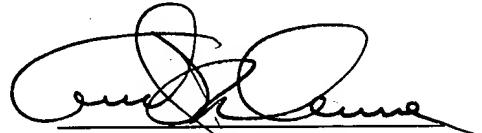
5. Executed Assignment and Recordation Form Cover.

6. Executed Statement Under 37 CFR 3.73(b) .

7. Three pages of the claims commencing on a separate sheet of paper (37CFR 1.75(h) ).

Kindly address all further communications to;

Gerard F. Dunne, Esq.  
156 Fifth Avenue  
Suite 1223  
New York, N.Y. 10010



Gerard F. Dunne  
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156 Fifth Avenue  
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(212) 645-2410



394-137

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Craig Novak  
Serial No: 09/1909 423  
Filed: July 19, 2001  
For: Decorative Gift Bag Balloon Holder

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

7/19/01 09909423  
EXPRESS MAIL CERTIFICATE

"Express Mail" label Number EF 174132721 US

Date of Deposit Oct 26, 2001

I hereby certify that the following attached paper or fee

- 1 Notice to file Missing parts : check for \$435
- 1 Transmittal : check for \$40
- 1 Executed Decl.
- 1 Executed Power of Attorney
- 1 Executed Assignment
- 1 Recordation Form (or Sheet)
- 1 Statement under 37 CFR 3.73 (b)
- 1 Claims - 3 pages
- 1 postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.

F J Penny Zahler

(Typed or printed name of person mailing paper or fee)

F J Penny Zahler

(Signature of person mailing paper or fee)

A check in the amount of \$ 435 + \$40 is enclosed. If no check is enclosed and a fee is due in connection with this communication, or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee in connection with this communication to Deposit Account No. 04-1797. A duplicate of this sheet is enclosed.

In the event that a petition for extension of time is required to be submitted herewith, and in the event that a separate petition does not accompany this response, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized above.

F J Penny Zahler

(Typed or printed name of person mailing paper or fee)

F J Penny Zahler

(Signature of person mailing paper or fee)

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Page 1 of 1

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# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/909,423	07/19/2001	Craig Novak	394-137

CONFIRMATION NO. 7272

## FORMALITIES LETTER



\*OC00000006499806\*

Gerard F. Dunne  
156 Fifth Avenue Suite 1223  
New York, NY 10010

Date Mailed: 08/30/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### *Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- The Claim(s) commencing on a separate sheet (37 CFR 1.75(h)).

01/14/2002 NM0HMM1 00000026 09909423

01 FC:201  
02 FC:205

370.00 0P  
65.00 0P

*A copy of this notice **MUST** be returned with the reply.*

*T. M. S. 27*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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